

EQC ENFORCEMENT REPORT
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
March 12, 2009

BUREAU OF LAND AND WASTE MANAGEMENT

UST Enforcement

- 1) Order Type and Number: Administrative Order 07-0322-UST
 Order Date: May 21, 2008
 Respondent: **Fred H. Wood Oil Co., Inc.**
 Facility: (1) Simpsonville Exxon, (2) Gray
 Court Exxon, (3) Exxon Shop, (4)
 Exxon Subway
 Location/Mailing Address: (1) 638 N.E. Main St., Simpsonville,
 SC, (2) 8314 Hwy. 14, Gray Court,
 SC, (3) 1100 N. Main St., Fountain
 Inn, SC, (4) 1 N. Woods Dr.,
 Fountain Inn, SC/900 Poinsett Hwy.,
 Greenville, SC 29609
 County: Laurens, Greenville
 Previous Orders: None.
 Permit/ID Number: 04143, 05701, 15411, 16711
 Violations Cited: State Underground Petroleum
 Environmental Response Bank Act of 1988, as amended, and the
 Underground Storage Tank Control Regulation 61-92.280.31(b), R.61-
 92.280.31(c), R.61-92.280.44(a), R.61-92.280.41(a)(1), R.61-
 92.280.62(a)(5), R.61-92.280.40(a)(2), R.61-92.280.31(a), R.61-
 92.280.40(a), R.61-92.280.40(a)(3), R.61-92.280.93(a), R.61-
 92.280.34(c), and R.61-92.280.110(c).

Summary: Fred H. Wood Oil Co., Inc. (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to have the corrosion protection system inspected by a qualified tester every three years; failure to inspect the impressed current system every sixty days; failure to check the line leak detector function annually; failure to switch to an approved alternative leak detection method within ten years of the underground storage tank system upgrade; failure to conduct an initial site check; failure to provide a method of release detection that was properly installed in accordance with the manufacturer's instructions; failure to operate and maintain corrosion protection equipment continuously; failure to provide adequate release detection methods for an underground storage tank system; failure to provide a method of release detection that meets the performance requirements; failure to demonstrate

financial responsibility; failure to provide financial responsibility records to the Department upon request; and, failure to provide records to the Department upon request.

Action: The Respondent is required to: submit proof that the pump sumps have been emptied of water and the flex connectors are protected from corrosion; submit either a copy of current tank tightness test results for the regular unleaded and premium tanks and a copy of the release detection records for the current month, or proof that the tanks contain less than one inch of liquid; submit proof that a line leak detector compatible with the diesel line has been installed and is functioning properly; submit proof that a repair has been made regarding the leak at diesel dispenser 9; submit a Certificate of Financial Responsibility and proof of mechanism; and, pay a civil penalty in the amount of twenty-seven thousand, eighty dollars (**\$27,080.00**).

2) <u>Order Type and Number:</u>	Administrative Order 07-0347-UST
<u>Order Date:</u>	August 13, 2008
<u>Respondent:</u>	Neil Patel
<u>Facility:</u>	Shaktima, LLC
<u>Location/Mailing Address:</u>	2500 S. Charleston Hwy., Florence, SC/700 S. Cashua Dr., Florence, SC 29501
<u>County:</u>	Darlington
<u>Previous Orders:</u>	04-0081-UST (\$3,000.00)
<u>Permit/ID Number:</u>	02752
<u>Violations Cited:</u>	State Underground Petroleum Environmental Response Bank Act of 1988, as amended, and the Underground Storage Tank Control Regulation 61-92.280.40(a), R.61- 92.280.31(b), R.61-92.280.31(c), R.61-92.280.34(c), R.61-92.280.93(a), and R.61-92.280.110(c).

Summary: Neil Patel (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to provide adequate release detection methods for an underground storage tank system; failure to have the corrosion protection system inspected by a qualified tester every three years; failure to inspect the impressed current system every sixty days; failure to provide records to the Department upon request; failure to demonstrate financial responsibility; and, failure to provide financial responsibility records to the Department upon request.

Action: The Respondent is required to: submit a copy of the Statistical Inventory Reconciliation (SIR) records from March 2008 through June 2008 for all tanks, or current tank tightness test results for all tanks and a copy of the SIR records for the current month; submit a copy of the corrosion protection system

test results; submit a copy of the most current rectifier log entry; submit a Certificate of Financial Responsibility and proof of mechanism; and, pay a civil penalty in the amount of ten thousand, eight hundred dollars (**\$10,800.00**).

- 3) Order Type and Number: Consent Order 08-0199-UST
 Order Date: December 11, 2008
 Respondent: **Fast Point Food Stores**
 Facility: Fast Point 61
 Location/Mailing Address: 302 Hampton Ave., Pickens, SC/
 2811 Reidville Road, Suite 11,
 Spartanburg, SC 29301

 County: Pickens
 Previous Orders: 06-0509-UST (\$600.00)
 Permit/ID Number: 10454
 Violations Cited: State Underground Petroleum
 Environmental Response Bank Act of 1988, as amended, and the
 Underground Storage Tank Control Regulation 61-92.280.40(a) and R.61-
 92.280.34(c).

Summary: Fast Point Food Stores (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to maintain adequate release detection methods and failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a copy of the Statistical Inventory Reconciliation (SIR) records for October 2007 through February 2008, and pay a civil penalty in the amount of one thousand, one hundred dollars (**\$1,100.00**).

- 4) Order Type and Number: Consent Order 08-0435-UST
 Order Date: December 11, 2008
 Respondent: **Terry G. Lanford**
 Facility: Woodruff Chevron
 Location/Mailing Address: 415 N. Main St., Woodruff, SC/415
 N. Main St., Woodruff, SC 29388
 Spartanburg

 County: Spartanburg
 Previous Orders: None
 Permit/ID Number: 12552
 Violations Cited: State Underground Petroleum
 Environmental Response Bank Act of 1988, as amended, and the
 Underground Storage Tank Control Regulation, 61-92.280.44(b)(1)(ii),
 R.61.92.280.44(a), and R.61-92.280.34(c).

Summary: Terry G. Lanford (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to conduct annual line tightness tests on the pressurized lines; failure to check the line leak detector functions annually; and, failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a copy of current line tightness and line leak detector test results for the mid-grade and premium lines, or proof that the mid-grade and premium tanks have been emptied to less than one inch of residue; and, pay a civil penalty in the amount of six hundred dollars (\$600.00).

5) Order Type and Number: Consent Order 08-0447-UST
Order Date: December 09, 2008
Respondent: **Three Oaks Contractors, Inc.**
Facility: Three Oaks Contractors, Inc.
Location/Mailing Address: 5269 Savannah Highway, Ravenel,
SC/P.O. Box 419, Ravenel, SC
29470
County: Charleston
Previous Orders: None
Permit/ID Number: 19363
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act), as amended,
Section 44-2-60(A), and the Underground Storage Tank Control
Regulation 61-92.280.10(e).

Summary: Three Oaks Contractors, Inc. (Respondent) owns and operates underground storage tanks at the Facility and has violated the SUPERB Act and the South Carolina Underground Storage Tank Control Regulation as follows: introducing regulated substances into underground storage tanks that did not currently hold a valid registration; and, failure to pay tank fees to the Department upon request.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand dollars (\$1,000.00).

6) Order Type and Number: Consent Order 08-0448-UST
Order Date: December 12, 2008
Respondent: **Hess Corporation**
Facility: Three Oaks Contractors, Inc.

Location/Mailing Address: 5269 Savannah Highway, Ravenel,
SC 29470/1 Hess Plaza,
Woodbridge, NJ 07095-1299
County: Charleston
Previous Orders: None
Permit/ID Number: 19363
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act), as amended,
and the Underground Storage Tank Control Regulation 61-92.280.10(e).

Summary: Hess Corporation (Respondent) supplied the underground storage tanks at the Facility and has violated the SUPERB Act and the South Carolina Underground Storage Tank Control Regulation by: introducing regulated substances into an underground storage tank system for which the owner or operator did not currently hold a valid registration.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand dollars (\$1,000.00).

7) Order Type and Number: Consent Order 08-0451-UST
Order Date: December 09, 2008
Respondent: **United Energy Distributors, Inc.**
Facility: United Energy Distributors, Inc.
Location/Mailing Address: 454 Shipping Lane, Mt. Pleasant,
SC/P.O. Box 6987, Aiken, SC
29804-6987
County: Charleston
Previous Orders: None
Permit/ID Number: 18847
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act), as amended,
and the Underground Storage Tank Control Regulation 61-92.280.10(e).

Summary: United Energy Distributors, Inc. (Respondent) supplied the underground storage tanks at the Facility and has violated the SUPERB Act and the South Carolina Underground Storage Tank Control Regulation by: introducing regulated substances into an underground storage tank system for which the owner or operator did not currently hold a valid registration.

Action: The Respondent is required to pay a civil penalty in the amount of one thousand dollars (\$1,000.00).

8) Order Type and Number: Consent Order 08-0459-UST
Order Date: December 12, 2008

Respondent: **Samuel A. Philpot**
Facility: Sam Philpot
Location/Mailing Address: 24 Hunts Bridge Road, Greenville,
SC/24 Hunts Bridge Road,
Greenville, SC 29611
County: Greenville
Previous Orders: None
Permit/ID Number: 12397
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988 (SUPERB Act), as amended,
and the Underground Storage Tank Control Regulation 61-92.280.30(b),
R. 61-92.280.31(c), and R.61-92.280.34(c).

Summary: Samuel A. Philpot (Respondent) owns and operates underground storage tanks at the Facility and has violated the SUPERB Act and the South Carolina Underground Storage Tank Control Regulation as follows: failure to have the corrosion protection system inspected by a qualified tester; failure to inspect the impressed current system; and, failure to provide records to the Department upon request.

Action: The Respondent is required to: submit current corrosion protection system test results and a copy of the rectifier log for the current month; and, pay a civil penalty in the amount of five hundred fifty dollars (**\$550.00**).

9) Order Type and Number: Consent Order 07-0685-UST
Order Date: January 7, 2009
Respondent: **Amer Quzah**
Facility: City Food Mart
Location/Mailing Address: 6132 North Main Street, Columbia,
SC/ 6132 North Main Street,
Columbia, SC 29203
County: Richland
Previous Orders: 07-0435-UST (\$200.00), 06-0849-
UST (\$1,000.00) and 06-0405-UST
(\$500.00)
Permit/ID Number: 07750
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the
Underground Storage Tank Control Regulation 61-92.280.40(a), R. 61-
92.280.31(a), and R. 61-92.280.34(c).

Summary: Amer Quzah (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to maintain adequate release detection methods, failure to operate and maintain corrosion protection, and failure to

provide records to the Department upon request.

Action: The Respondent is required to: submit a copy of the tank tightness test results for the diesel tank and release detection records for the current month on the diesel tank; submit proof that the water was removed from the premium pump sump; and, pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

- 10) Order Type and Number: Consent Order 08-0138-UST
Order Date: January 5, 2009
Respondent: **Sadhani Krupa, LLC**
Facility: Maw's Grocery
Location/Mailing Address: 2009 Six Mile Hwy., Central,
SC/2009 Six Mile Hwy., Central, SC
29630
County: Pickens
Previous Orders: None
Permit/ID Number: 12716
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the
Underground Storage Tank Control Regulation 61-92.280.20(e) and R.61-
92.280.34(c).

Summary: Sadhani Krupa, LLC (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to install piping in accordance with accepted codes and standards and failure to provide records to the Department upon request.

Action: The Respondent is required to: submit proof that the shear valves under the dispensers have been properly anchored, and pay a civil penalty in the amount of three hundred dollars (**\$300.00**).

- 11) Order Type and Number: Consent Order 08-0139-UST
Order Date: January 7, 2009
Respondent: **Willis & Thomas, Inc.**
Facility: Northside Pak A Sak
Location/Mailing Address: 1941 Sidney Road, Walterboro, SC/
PO Box 328, Cottageville, SC 29435
County: Colleton
Previous Orders: None
Permit/ID Number: 10171
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the

Underground Storage Tank Control Regulation 61-92.280.40(a) and R. 61-92.280.34(c).

Summary: Willis & Thomas, Inc. (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to maintain adequate release detection methods and failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a copy of the automatic tank gauge records from January 2007 through December 2007; or the results of a current tank tightness test and a copy of the release detection records for the current month; and, pay a civil penalty in the amount of six hundred dollars (\$600.00).

12) Order Type and Number: Consent Order 08-0278-UST
Order Date: January 5, 2009
Respondent: **Bernie Bray, Jr.**
Facility: Bernie's Service Station
Location/Mailing Address: 123 West Main Street, Liberty,
SC/123 West Main Street, Liberty,
SC 29657
County: Pickens
Previous Orders: None
Permit/ID Number: 13780
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the
Underground Storage Tank Control Regulation 61-92.280.31(b), R.61-
92.280.43(h), and R.61-92.280.34(c).

Summary: Bernie Bray, Jr. (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to have corrosion protection systems inspected by a qualified tester every three (3) years; failure to conduct Statistical Inventory Reconciliation monthly; and, failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a copy of current corrosion protection system test results and pay a civil penalty in the amount of six hundred dollars (\$600.00).

13) Order Type and Number: Consent Order 08-0308-UST
Order Date: January 5, 2009
Respondent: **Best Holiday, Inc.**
Facility: Petro Energy

Location/Mailing Address: 3210 Lancaster Hwy., Richburg,
SC/PO Box 11159, Rock Hill, SC
29731
County: Chester
Previous Orders: None
Permit/ID Number: 10979
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the
Underground Storage Tank Control Regulation 61-92.280.93(a) and R.61-
92.280.110(c).

Summary: Best Holiday, Inc. (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to demonstrate financial responsibility and failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a copy of a completed Certificate of Financial Responsibility and proof of a financial responsibility mechanism; and, pay a civil penalty in the amount of six hundred dollars (\$600.00).

14) Order Type and Number: Consent Order 08-0437-UST
Order Date: January 28, 2009
Respondent: **Tucker Oil Company, Inc.**
Facility: Corner Pantry 132
Location/Mailing Address: 661 Columbia Rd., Chapin, SC/P.O.
Box 50127, Columbia, SC 29250-
0127
County: Lexington
Previous Orders: None
Permit/ID Number: 06038
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the
Underground Storage Tank Control Regulation 61-92.280.40(a), R.61-
92.280.20(c)(1)(ii), R.61-92.280.20(e), and R.61-92.280.40(b).

Summary: Tucker Oil Company, Inc. (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to provide adequate release detection methods for an underground storage tank system; failure to use an adequate overfill prevention system in an underground storage tank; failure to install piping in accordance with accepted codes and standards; and, failure to notify the Department of a suspected release after an overfill alarm.

Action: The Respondent is required to pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

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| 15) | <u>Order Type and Number:</u> | Consent Order 08-0440-UST |
| | <u>Order Date:</u> | January 28, 2009 |
| | <u>Respondent:</u> | Fred H. Wood Oil Co., Inc. |
| | <u>Facility:</u> | (1) Exxon Shop, (2) Exxon Subway |
| | <u>Location/Mailing Address:</u> | (1) 1100 N. Main St., Fountain Inn,
SC, (2) 1 N. Woods Dr., Fountain
Inn, SC/900 Poinsett Hwy.,
Greenville, SC 29609 |
| | <u>County:</u> | Greenville |
| | <u>Previous Orders:</u> | 07-0322-UST (\$27,080.00) |
| | <u>Permit/ID Number:</u> | 15411, 16711 |
| | <u>Violations Cited:</u> | State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the
Underground Storage Tank Control Regulation 61-92.280.10(e). |

Summary: Fred H. Wood Oil Co., Inc. (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: introduction of petroleum or petroleum products into an underground storage tank system for which the owner or operator did not hold a currently valid registration.

Action: The Respondent is required to pay a civil penalty in the amount of two thousand dollars (**\$2,000.00**).

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| 16) | <u>Order Type and Number:</u> | Consent Order 08-0464-UST |
| | <u>Order Date:</u> | January 5, 2009 |
| | <u>Respondent:</u> | Evans Petroleum Company, Inc. |
| | <u>Facility:</u> | Evans Petroleum Hwy. 903/601 |
| | <u>Location/Mailing Address:</u> | 3562 Gold Mine Hwy., Kershaw,
SC/605 S. Market St., Lancaster, SC
29720 |
| | <u>County:</u> | Lancaster |
| | <u>Previous Orders:</u> | None |
| | <u>Permit/ID Number:</u> | 10556 |
| | <u>Violations Cited:</u> | State Underground Petroleum |
| | | Environmental Response Bank Act of 1988, as amended, and the
Underground Storage Tank Control Regulation 61-92.280.40(a), R.61-
92.280.31(c), and R.61-92.280.34(c). |

Summary: Evans Petroleum Company, Inc. (Respondent) owns and operates underground storage tanks and has violated the South Carolina

Underground Storage Tank Control Regulation as follows: failure to provide adequate release detection methods for an underground storage tank system; failure to inspect the impressed current system every sixty days; and, failure to provide records to the Department upon request.

Action: The Respondent is required to: submit a copy of the release detection records for the current month; submit a copy of the most current rectifier log entry; and, pay a civil penalty in the amount of one thousand, three hundred dollars (**\$1,300.00**).

17) Order Type and Number: Consent Order 08-0477-UST
Order Date: January 5, 2009
Respondent: **Enmark Stations, Inc.**
Facility: Enmark 300
Location/Mailing Address: 1240 Great Falls Hwy., Lancaster,
SC/PO Box 728, Savannah, GA
31402
County: Lancaster
Previous Orders: None
Permit/ID Number: 05545
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the
Underground Storage Tank Control Regulation 61-92.280.20(c)(1)(ii).

Summary: Enmark Stations, Inc. (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to use an adequate overfill prevention system in an underground storage tank.

Action: The Respondent is required to pay a civil penalty in the amount of five hundred dollars (**\$500.00**).

18) Order Type and Number: Consent Order 08-0486-UST
Order Date: January 28, 2008
Respondent: **Edna Anderson**
Facility: Shell Mini Mart
Location/Mailing Address: 5521 Highway 905, Conway, SC/820
Fowler Rd., Conway, SC 29526
County: Horry
Previous Orders: None
Permit/ID Number: 11764
Violations Cited: State Underground Petroleum
Environmental Response Bank Act of 1988, as amended, and the

Underground Storage Tank Control Regulation 61-92.280.31(b), R.61-92.280.31(c), and R.61-92.280.34(c).

Summary: Edna Anderson (Respondent) owns and operates underground storage tanks and has violated the South Carolina Underground Storage Tank Control Regulation as follows: failure to have corrosion protection systems inspected by a qualified tester every three years; failure to conduct a sixty-day inspection of the impressed current system; and, failure to provide records to the Department upon request.

Action: The Respondent is required to: submit current corrosion protection system test results after the system has been repaired/retested; submit a copy of the current rectifier log; and, pay a civil penalty in the amount of five hundred fifty dollars (**\$550.00**).

Radiological Waste Enforcement

- 19) Order Type and Number: Consent Order 08-02-RW
Order Date: December 19, 2008
Respondent: **Ohmart/VEGA Corporation**
Facility: Ohmart/VEGA
Location/Mailing Address: 4241 Allendorf Drive, Cincinnati, OH 45209
County: Cincinnati, OH
Previous Orders: None
Permit/ID Number: 0073-34-08-X (Permit)
Violations Cited: South Carolina Radioactive Waste Transportation and Disposal Act of 1976 (Act), Transportation of Radioactive Waste Regulation 61-83, Section 1.2; U.S. Department of Transportation 49 CFR, Part 173.441(b); S.C. Radioactive Material License #097, Amendment #47, Condition 60; and, the Barnwell Waste Management Facility Site Disposal Criteria Chem-Nuclear Systems, Section 10.1.3.

Summary: Ohmart/VEGA Corporation (Respondent) failed to properly package a shipment of radioactive waste to the EnergySolutions disposal facility in Barnwell, South Carolina, to prevent the exceedance of radiation limits on the package and on the exterior of the transport vehicle; and, failed to ensure that all packages within the shipment were palletized or equipped with appropriate lifting devices for offloading. The Department suspended the Permit for a period of thirty (30) days, as required by the Regulation. The Respondent submitted and the Department approved corrective action measures prior to the execution of the Order.

Action: The Respondent is required to pay a civil penalty of eight thousand dollars (**\$8,000.00**).

Solid Waste Enforcement

20) Order Type and Number: Consent Order 08-07-SW
Order Date: December 04, 2008
Respondent: **Mac McCarty**
Facility: Unpermitted Tire Collection Site
Location/Mailing Address: 1835 Fairfield Circle, Florence, SC
29501 / P.O. Box 5284, Florence, SC
29502
County: Florence
Previous Orders: None
Permit/ID Number: None
Violations Cited: South Carolina Solid Waste Policy
and Management Act of 1991, as amended, Solid Waste Management:
Waste Tires Regulation 61-107.3.E.1. and G.1.

Summary: Mac McCarty (Respondent) has violated the Solid Waste Management: Waste Tires Regulation as follows: failure to obtain a permit from the Department prior to the operation of a waste tire collection site.

Action: The Respondent is required to remove all waste tires from the site; pay a civil penalty of six thousand dollars (**\$6,000.00**), and pay a suspended civil penalty in the amount of four thousand dollars (\$4,000.00) should the Respondent fail to meet the requirements of the Order.

21) Order Type and Number: Consent Order 08-22-SW
Order Date: December 11, 2008
Respondent: **Herman Muckenfuss**
Facility: Unpermitted Wood Chipping
Location/Mailing Address: 355 Harrison Road, Dorchester, SC/
100 Muckenfuss Lane, Summerville,
SC 29483
County: Dorchester
Previous Orders: None
Permit/ID Number: None
Violations Cited: South Carolina Solid Waste Policy
and Management Act of 1991, as amended, Solid Waste Management:
Yard Trash and Land-Clearing Debris; and Compost Regulation 61-
107.4.C.2.

Summary: Herman Muckenfuss (Respondent) has violated the Solid Waste Management: Yard Trash and Land-Clearing Debris; and Compost Regulation as follows: failure to obtain a registration from the Department prior to the operation of a wood chipping facility.

Action: The Respondent is required to pay a civil penalty of three thousand dollars **(\$3,000.00)**.

22) Order Type and Number: Consent Order 08-30-SW
Order Date: January 28, 2009
Respondent: **Mitch Hook**
Facility: Mitch Hook Composting
Location/Mailing Address: 72 Ridgecreek Road
Lexington, South Carolina 29072
County: Lexington
Previous Orders: 07-23-SW (\$3,200)
Permit/ID Number: Registration # 402696-3001
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, as amended, Solid Waste Management: Yard Trash and Land-Clearing Debris; and Compost Regulation 61-107.4.F.12.b. and Registration # 402696-3001.

Summary: Mitch Hook (Respondent) has violated the Solid Waste Management: Yard Trash and Land-Clearing Debris; and Compost Regulation 61-107.4.F.12.b. and Registration # 402696-3001 as follows: failure to submit to the Department the Annual Report for Fiscal Year 2008.

Action: The Respondent is required to submit to the Department the Annual Report for Fiscal Year 2008 and pay a civil penalty of five hundred dollars **(\$500.00)**.

23) Order Type and Number: Consent Order 08-31-SW
Order Date: January 28, 2009
Respondent: **Richard Miller**
Facility: Miller Wood Processing
Location/Mailing Address: 328 Gapway Road
Georgetown, South Carolina 29440
County: Georgetown
Previous Orders: None
Permit/ID Number: Registration # 222763-3001
Violations Cited: South Carolina Solid Waste Policy and Management Act of 1991, as amended, Solid Waste Management: Yard Trash and Land-Clearing Debris; and Compost Regulation 61-107.4.F.12.b. and Registration # 222763-3001.

Summary: Richard Miller (Respondent) has violated the Solid Waste Management: Yard Trash and Land-Clearing Debris; and Compost Regulation 61-107.4.F.12.b. and Registration # 222763-3001 as follows: failure to submit to the Department the Annual Report for Fiscal Year 2008.

Action: The Respondent is required to submit to the Department the Annual Report for Fiscal Year 2008 and pay a civil penalty of five hundred dollars (**\$500.00**).

Hazardous Waste Enforcement

24) Order Type and Number: Consent Order 08-21-HW
Order Date: December 9, 2008
Responsible Party: **Duer/Carolina Coil, Inc.**
Location/Mailing Address: 2375 Highway 101 South
Greer, South Carolina 29375
County: Spartanburg
Previous Orders: None
Permit Number: SCR 000 007 054
Violations Cited: The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.262.13(d), R.61-79.262.34(a)(2), R.61-79.265.173(a), R.61-79.265.173(c), R.61-79.265.15(d), R.61-79.265.16(a)(1), R.61-79.273.13(d), R.61-79.262.44(b), and, R.61-79.262.42(b).

Summary: Duer/Carolina Coil, Inc. (Respondent) manufacturers hot wound and cold wound springs. The Respondent has violated the Hazardous Waste Management Regulations as follows: failure to file a revised or new Notification form whenever the information previously provided became outdated or inaccurate; failure to ensure that the date upon which each period of accumulation began is clearly marked and visible for inspection on each container; failure to ensure that containers holding hazardous waste remain closed during storage, except when it is necessary to add or remove waste; failure to ensure that each container containing hazardous waste is permanently and legibly marked with the following or equivalent statement: "Hazardous Waste – federal laws prohibit improper disposal;" failure to record inspections in an inspection log or summary and keep these records at the facility for at least three years from the date of inspection; failure to provide continuous training to employees and maintain a written description of the type and amount of both introductory and continuing training that would be given to each person responsible for managing hazardous waste; failure to manage lamps in a way that prevents releases of any

universal waste or component of a universal waste to the environment; failure to declare its status annually on or before January 31st by submission of a completed form as designed by the Department on which the facility certifies they are a small quantity generator; and, failure to submit a legible copy of the manifest with some indication that the Respondent had not received confirmation of delivery.

Action: The Respondent has agreed to now and in the future: ensure compliance with the generators notification requirements; ensure that all hazardous waste storage containers are managed properly; ensure the facility is maintained and operated properly; ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures; ensure that an accurate hazardous waste determination is made on all hazardous wastes generated at the facility; ensure that any discharge of hazardous waste is cleaned up properly; ensure that universal waste is managed properly; ensure that annual declarations are submitted on or before January 31; ensure that manifest exception reports are submitted on time; and, pay a civil penalty in the amount of eighteen thousand, two hundred seventy-five dollars (\$18,275.00).

25) <u>Order Type and Number:</u>	Consent Order 08-22-HW
<u>Order Date:</u>	December 9, 2008
<u>Responsible Party:</u>	Polar Service Center
<u>Location/Mailing Address:</u>	120 Cedar Springs Road Spartanburg, South Carolina 29302
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	None
<u>Permit Number:</u>	SCD 088 631 577
<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.265.174, R.61-79.262.44(b), R.61-79.262.42(b), R.61-79.262.34(d)(4), R.61-79.265.173(a), R.61-79.262.34(d)(5)(iii), R.61-79.262.34(d)(5)(ii)(A), R.61-79.262.34(d)(5)(ii)(B), R.61-79.273.13(d), R.61-79.273.14(e), and R.61-79.273.15(a).

Summary: Polar Service Center (Respondent) operates a trailer service and repair facility. The Respondent has violated the Hazardous Waste Management Regulations as follows: failure to inspect areas where containers are stored, at least weekly, looking for leaks and for deterioration caused by corrosion or other factors; failure to declare its status annually on or before January 31st by submission of a completed form as designed by the Department on which the facility certifies they are a small quantity generator; failure to submit to the Agency a legible copy of the manifest with some indication that the Polar Service Center had not received confirmation of delivery; failure to ensure that containers holding hazardous waste are closed during storage, except when it is necessary to add or remove waste; failure to ensure that all employees are thoroughly familiar

with proper waste handling and emergency procedures, relative to their responsibilities during normal facility operations and emergencies; failure to post next to the telephone (1) the name and telephone number of the emergency coordinator, and (2) to the telephone the location of fire extinguishers and spill control material, and, if present fire alarm; failure to contain lamps in containers or packages that must remain closed and must lack evidence of leakage, spillage or damage that could cause leakage under reasonably foreseeable conditions; failure to label or mark clearly each lamp or a container or package in which such lamps are contained with one of the following phrases: "Universal Waste – Lamp(s)," "Waste Lamps," or "Used Lamp(s);" and, failure to accumulate universal waste for no longer than one year from the date the universal waste is generated.

Action: The Respondent has agreed to now and in the future: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; ensure that containers of hazardous waste are managed properly; as long as Polar Service Center remains a small quantity generator of hazardous waste, ensure that declarations are submitted annually on or before January 31; ensure the proper use and compliance with the manifests; ensure that manifest exception reports are submitted properly; ensure that all employees are thoroughly familiar with the emergency response measures; ensure that universal waste is managed properly; and, pay a civil penalty in the amount of seven thousand, six hundred thirty seven dollars (\$7,637.00).

26) <u>Order Type and Number:</u>	Consent Order 08-23-HW
<u>Order Date:</u>	December 11, 2008
<u>Respondent:</u>	Trimac Transportation
<u>Facility:</u>	N/A
<u>Location/Mailing Address:</u>	150 Old Spartanburg Hwy. Wellford, SC 29385
<u>County:</u>	Spartanburg
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	SCD 981 933 013
<u>Violations Cited:</u>	The South Carolina Hazardous Waste Management Act §44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.262.13(d), R.61-79.262.11, R.61-79.262.34(a)(2), R.61-79.262.34(a)(3), R.61-79.270.1, R.61-79.265.175(a), R.61-79.265.174, and R.61-79.265.15(d)

Summary: Trimac Transportation is a generator of liquids and dry chemicals. The Respondent has violated the South Carolina Hazardous Waste Management Regulations as follows: failure to file a revised or new Notification form whenever the information previously provided becomes outdated or inaccurate; failure to accurately determine if that waste is a hazardous waste; failure to ensure that the date upon which each period of accumulation begins is

clearly marked and visible for inspection on each container; failure to label or mark each container and take with the EPA Hazardous Waste Number and the words: "Hazardous Waste – federal laws prohibit improper disposal;" failure to accumulate hazardous waste onsite for 90 days or less unless it has applied for and received a permit from the Department for the storage of hazardous wastes; failure to ensure that container storage areas have a containment system; failure to inspect areas where containers are stored at least weekly, looking for leaks and for deterioration caused by corrosion or other factors; and, failure to record inspections in an inspection log or summary, maintaining the records for at least 3 years from the date of the inspection, and including the date and time of the inspection, a notation of the observations made, and the date and nature of any repairs or other remedial actions.

Action: The Respondent has agreed to now and in the future: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; ensure that an updated Notification form is submitted to the Department whenever the information previously provided becomes outdated or inaccurate; ensure that an accurate hazardous waste determination is made on all solid wastes generated by Trimac and /or managed at the Trimac facility; ensure that all containers of hazardous waste are managed properly; ensure that hazardous wastes are not accumulated or managed at the Trimac facility for a period greater than 90 days unless an extension of the 90 day period has been granted by the Department; ensure that areas where hazardous wastes are stored have containment designed and managed properly; ensure that inspections of the hazardous waste container storage area is performed on a weekly basis and that the log of such inspections is maintained; and, pay a civil penalty in the amount of twelve thousand, nine hundred fifty dollars (**\$12,950.00**).

27)	<u>Order Type and Number:</u> <u>Order Date:</u> <u>Respondent:</u> <u>Facility:</u> <u>Location/Mailing Address:</u> <u>County:</u> <u>Previous Orders:</u> <u>Permit/ID Number:</u> <u>Violations Cited:</u>	Consent Order 08-26-HW December 11, 2008 Blackman Uhler Chemical Company, Inc. Blackman Uhler 2155 West Croft Circle Spartanburg, SC 29304 Spartanburg 03-06-HW (\$7,650) SCD 003 349 065 The South Carolina Hazardous Waste Management Act § 44-56-130(2) and the South Carolina Hazardous Waste Management Regulation 61-79.262.13(d), R.61-79.264.75(a)(1), R.61-79.264.77(d), R.61-79.264.77(e), R.61-79.262.34(c)(2), R.61-79.262.34(a)(2), R.61-79.264.173(c), R.61-79.264.173(d), R.61-79.264.173(b), R.61-79.264.174, R.61-79.264.15(d), R.61-79.262.11,
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R.61-79.264.54(d), R.61-79.273.13(d)(1), R.61-79.273.14, and Permit Conditions II.E.2 and II.D.3.

Summary: Blackman Uhler Chemical Company, Inc. (Respondent) manufactures textile dyes and specialty organic chemicals. The Respondent has violated the South Carolina Hazardous Waste Management Regulations as follows: failure to file a revised or new Notification form whenever the information previously provided becomes outdated or inaccurate; failure to submit a written report to the Department including the types and quantities of hazardous waste generated giving the EPA hazardous waste number and the DOT hazardous class; failure to provide with the fourth quarter report a description of the efforts undertaken during the year to reduce the volume and toxicity of waste generated; failure to provide with the fourth quarter report a description of the changes in volume and toxicity of waste actually achieved during the year in comparison to previous years; failure to mark the container accumulating the excess of 55-gallons with the date the excess amount began accumulating; failure to ensure that the date upon which each period of accumulation begins is clearly marked and visible on each container; failure to permanently and legibly mark each container containing hazardous waste with the following or equivalent statement: "Hazardous Waste - federal law prohibits improper disposal;" failure to appropriately label each container with an EPA Hazardous Waste Number; failure to ensure that the containers were not stored in a manner which may rupture the container or cause it to leak; failure to design and operate container storage areas with a containment system; failure to inspect, at least weekly, areas where containers are stored, looking for leaking containers and for deterioration of containers and the containment system caused by corrosion or other factors; failure to record inspections in an inspection log or summary including the date and time of the inspection, the name of the inspector, a notation of the observations made, and the date and nature of any repairs or other remedial actions; failure to accurately determine if that waste was a hazardous waste; failure to review and immediately amend the contingency plan to include changes to the list of emergency coordinators; failure to contain any lamp in containers or packages that are structurally sound, adequate to prevent breakage, and compatible with the contents of the lamps; and, failure to label or mark the universal waste to identify the type of universal waste.

Action: The Respondent has agreed to now and in the future: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; ensure that a revised or new Notification form is filed whenever the previous information becomes outdated or inaccurate; ensure that all reports and records are submitted and maintained; ensure that all containers of hazardous waste are managed properly; ensure that an accurate waste determination is made on all wastes generated at the site; ensure that contingency plans are updated; ensure that universal waste is managed properly; and, pay to the Department a civil penalty in the amount of ten thousand dollars (**\$10,000.00**).

28) Order Type and Number: Consent Order 08-27-HW
Order Date: December 12, 2008
Respondent: **Heritage Transport, LLC**
Facility: N/A
Location/Mailing Address: 1626 Research Way
Indianapolis, IN 46231
County: N/A
Previous Orders: None
Permit/ID Number: IND 058 484 114
Violations Cited: The South Carolina Hazardous
Waste Management Act Section 44-56-130(2) and the South Carolina
Hazardous Waste Management Regulations, R.61-79.263.12.

Summary: Heritage Transport, LLC (Respondent) is a hazardous waste transporter. The Respondent has violated the South Carolina Hazardous Waste Management Regulations by failing to store manifested shipments of hazardous waste in containers at a transfer facility for a period of ten days or less.

Action: The Respondent has agreed to now and in the future: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; ensure compliance with the Hazardous Waste Transporter requirements; and, pay a civil penalty in the amount of one thousand and five hundred dollars (**\$1,500.00**).

29) Order Type and Number: Consent Order 08-24-HW
Order Date: December 9, 2008
Respondent: **CeramTec North America**
Facility: N/A
Location/Mailing Address: 1 Technology Place
Laurens, SC 29385
County: Laurens
Previous Orders: None
Permit/ID Number: SCD 987 566 023
Violations Cited: The South Carolina Hazardous
Waste Management Act §44-56-130(2) and the South Carolina Hazardous
Waste Management Regulation 61-79.262.11, R.61-79.262.34(a), R.61-
79.262.34(a)(2), R.61-79.262.34(b), R.61-79.262.34(c)(1), R.61-
79.262.34(c)(2), R.61-79.265.35, R.61-79.265.52(c), R.61-79.265.52(d),
R.61-79.265.54, and R.61-79.265.173(a).

Summary: CeramTec North America (Respondent) manufactures ceramic products. The Respondent has violated the South Carolina Hazardous Waste Management Regulations as follows: failure to make an accurate hazardous waste determination; failure to accumulate hazardous waste onsite for 90 days or less

without having a permit or without having interim status; failure to ensure that the date upon which each period of accumulation began be clearly marked and visible for inspection on each container; failure to accumulate as much as 55 gallons of hazardous waste in containers at or near any point of generation where wastes initially accumulate, which is under the control of the operator of the process generating the waste; failure to mark containers holding in excess of 55 gallons with the date the excess amount began accumulating; failure to maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of facility operation in an emergency; failure to ensure that the contingency plan describe arrangements agreed to by local police departments, fire departments, hospitals, contractors, and State and local emergency response teams to coordinate emergency services; failure to ensure that all contingency plan list names, addresses, and phone numbers (office and home) of all persons qualified to act as emergency coordinator, and this list must be kept up to date; failure to ensure that the contingency plan is reviewed, and immediately amended if the list of emergency coordinators changes; and, failure to keep a container holding hazardous waste closed during storage, except when it is necessary to add or remove waste.

Action: The Respondent has agreed to now and in the future: ensure compliance with the South Carolina Hazardous Waste Management Act and Regulations; ensure that a hazardous waste determination is made; ensure that all containers of hazardous waste are managed properly; ensure accumulation time and that hazardous waste accumulation containers are remained closed during storage; ensure that appropriate arrangements are made with local authorities; ensure that the contingency plan is in place; and, pay to the Department a civil penalty in the amount of twenty thousand dollars (**\$20,000.00**).

BUREAU OF WATER

Drinking Water Enforcement

30)	<u>Order Type and Number:</u>	Consent Order 08-065-DW
	<u>Order Date:</u>	December 4, 2008
	<u>Respondent:</u>	Regatta, LLC
	<u>Facility:</u>	Towers Motel
	<u>Location/Mailing Address:</u>	407 23 rd Avenue North Myrtle Beach, S.C. 29577
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-057B

Violations Cited:
and 61-51(K)(1)(d)

24A S.C. Code Ann. Regs. 61-51(J)

Summary: Regatta, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand four hundred dollars (**\$2,400.00**). The civil penalty has been paid.

31) Order Type and Number: Consent Order 08-069-DW
Order Date: December 19, 2008
Respondent: **Picket Fences Community Homeowner's Association**
Facility: Picket Fences Subdivision
Location/Mailing Address: P.O. Box 602
Beaufort, S.C. 29901
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-541C
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)

Summary: Picket Fences Community Homeowner's Association (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**). The civil penalty has been paid.

32) Order Type and Number: Consent Order 08-070-DW
Order Date: December 4, 2008
Respondent: **South Pointe Co-Owners Association, Inc.**
Facility: Wyndham Ocean Ridge Resort
Location/Mailing Address: 1 King Cotton Road
Edisto Island, S.C. 29438
County: Colleton
Previous Orders: None

Permit/ID Number: 15-033B
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)

Summary: South Pointe Co-Owners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**). The civil penalty has been paid.

33) Order Type and Number: Consent Order 08-071-DW
Order Date: December 4, 2008
Respondent: **Palomares Family Limited Partnership**
Facility: Odyssey Motel
Location/Mailing Address: P.O. Box 778
Loris, S.C. 29569
County: Horry
Previous Orders: None
Permit/ID Number: 26-395B
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)

Summary: Palomares Family Limited Partnership (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**).

34) Order Type and Number: Consent Order 08-072-DW
Order Date: December 4, 2008
Respondent: **The Fairways at River Oaks Homeowners' Association**
Facility: The Fairways at River Oaks
Location/Mailing Address: 983 Troon Trace
Winter Springs, FL 32708
County: Horry
Previous Orders: None
Permit/ID Number: 26-R20D

Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J),
61-51(K)(1)(c) and 61-51(K)(1)(d)

Summary: The Fairways at River Oaks Homeowners' Association (Respondent) owns and is responsible for the proper operation and maintenance of a Spa. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Spa at the above referenced site and reopened the Spa without Department approval after it had been closed by the Department. The Respondent had been informed that a re-inspection was necessary prior to the Spa being re-opened.

Action: The Respondent has agreed to: pay a civil penalty in the amount of three thousand eighty dollars (**\$3,080.00**).

35) Order Type and Number: Consent Order 08-073-DW
Order Date: December 11, 2008
Respondent: **Tradewinds At Shelter Cove
Owners Association, Inc.**
Facility: Tradewinds at Shelter Cove
Location/Mailing Address: 98 Jib Sail Court
Hilton Head Island, S.C. 29928
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-1105D
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)

Summary: Tradewinds At Shelter Cove Owners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Spa. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Spa at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**). The civil penalty has been paid and the Consent Order has been closed.

36) Order Type and Number: Consent Order 08-074-DW
Order Date: December 11, 2008
Respondent: **Oceans One Rental Management,
LLC**
Facility: Oceans One Resort
Location/Mailing Address: 105 South Ocean Boulevard
Myrtle Beach, S.C. 29577

<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-1737D and 26-A37D
<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-51(J)
	and 61-51(K)(1)(d)

Summary: Oceans One Rental Management, LLC (Respondent) owns and is responsible for the proper operation and maintenance of two (2) Spas. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Spas at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of three thousand three hundred sixty dollars (**\$3,360.00**). The civil penalty has been paid and the Consent Order has been closed.

37)	<u>Order Type and Number:</u>	Consent Order 08-075-DW
	<u>Order Date:</u>	December 19, 2008
	<u>Respondent:</u>	ClubCorp, Inc.
	<u>Facility:</u>	Country Club of Hilton Head
	<u>Location/Mailing Address:</u>	70 Skull Creek Drive Hilton Head Island, S.C. 29926
	<u>County:</u>	Beaufort
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	07-370C
	<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-51(J)
		and 61-51(K)(1)(d)

Summary: ClubCorp, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**). The civil penalty has been paid.

38)	<u>Order Type and Number:</u>	Consent Order 08-076-DW
	<u>Order Date:</u>	December 11, 2008
	<u>Respondent:</u>	Jonathan Harbour Homeowners Association, Inc.
	<u>Facility:</u>	Jonathan Harbour Resort
	<u>Location/Mailing Address:</u>	2611 South Ocean Boulevard Myrtle Beach, S.C. 29577
	<u>County:</u>	Horry

<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-989C
<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)	

Summary: Jonathan Harbour Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**).

39)	<u>Order Type and Number:</u>	Consent Order 08-077-DW
	<u>Order Date:</u>	December 11, 2008
	<u>Respondent:</u>	Village at Pin Oak Farm Property Owners Association
	<u>Facility:</u>	Village at Pin Oak Farm
	<u>Location/Mailing Address:</u>	116 Harvest Lane Aiken, S.C. 29803
	<u>County:</u>	Aiken
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	02-1018B
	<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-51(B)(7)

Summary: Village at Pin Oak Farm Property Owners Association (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to obtain final written approval to operate prior to placing the Pool into operation.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two hundred dollars (**\$200.00**).

40)	<u>Order Type and Number:</u>	Consent Order 08-079-DW
	<u>Order Date:</u>	December 19, 2008
	<u>Respondent:</u>	Kamla, Inc.
	<u>Facility:</u>	Comfort Inn and Suites
	<u>Location/Mailing Address:</u>	601 South Ocean Boulevard Myrtle Beach, S.C. 29577
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-263B, 26-299B and 26-2632C

Violations Cited:
and 61-51(K)(1)(d)

24A S.C. Code Ann. Regs. 61-51(J)

Summary: Kamla, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of three (3) Pools. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pools at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of five thousand eight hundred eighty dollars (**\$5,880.00**).

41) Order Type and Number: Consent Order 08-080-DW
Order Date: December 11, 2008
Respondent: **SC Department of Corrections**
Facility: Wateree Correctional Institution PWS
Location/Mailing Address 4322 Broad River Rd.
Columbia, S.C. 29210
County: Sumter
Previous Orders: None
Permit/ID Number: 4370050
Violations Cited: 24A S.C. Code Ann. Regs. 61-58.5(H)

Summary: South Carolina Department of Corrections (Respondent) owns and is responsible for the proper operation and maintenance of a public water system (PWS). The Respondent has violated the State Primary Drinking Water Regulations as follows: the PWS produced running annual average results that exceeded the maximum contaminant level (MCL) for combined Radium 226/228.

Action: The Respondent has agreed to: submit to the Department for approval a Corrective Action Plan with a schedule of implementation to address the MCL exceedance and pay a **stipulated penalty** in the amount of four thousand dollars (**\$4,000.00**) should it fail to meet any requirements of this Order.

42) Order Type and Number: Consent Order 08-081-DW
Order Date: December 19, 2008
Respondent: **CP & JP, Inc.**
Facility: Travelodge Myrtle Beach
Location/Mailing Address: 606 North Kings Highway
Myrtle Beach, S.C. 29577
County: Horry
Previous Orders: None
Permit/ID Number: 26-043B

Violations Cited:
and 61-51(K)(1)(d)

24A S.C. Code Ann. Regs. 61-51(J)

Summary: CP & JP, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand one hundred dollars (\$2,100.00).

43) Order Type and Number: Consent Order 08-078-DW
Order Date: January 9, 2009
Respondent: **Greenwood Communities and Resorts, Inc.**
Facility: Palmetto Dunes Club House
Location/Mailing Address: P.O. Box 5628
Hilton Head Island, S.C. 29938
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-031B
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)

Summary: Greenwood Communities and Resorts, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (\$1,680.00). The civil penalty has been paid.

44) Order Type and Number: Consent Order 08-082-DW
Order Date: January 15, 2009
Respondent: **Creekside at Rock Springs Homeowners Association**
Facility: Oaks at Rock Springs
Location/Mailing Address: 270 Dartmoor Drive
Spartanburg, S.C. 29301
County: Spartanburg
Previous Orders: None
Permit/ID Number: 42-1023C

Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J),
61-51(K)(1)(c) and 61-51(K)(1)(d)

Summary: Creekside at Rock Springs Homeowners Association (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site and re-opened the Pool without Department approval after it had been closed by the Department. The Respondent had been informed that a re-inspection was necessary prior to the Pool being re-opened.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand one hundred dollars (**\$2,100.00**). The civil penalty has been paid.

45) Order Type and Number: Consent Order 08-083-DW
Order Date: January 15, 2009
Respondent: **Seabrook Landing
Property Owners' Association**
Facility: Seabrook Landing Subdivision
Location/Mailing Address: P.O. Box 22119
Hilton Head Island, S.C. 29925
County: Beaufort
Previous Orders: None
Permit/ID Number: 07-492B
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)

Summary: Seabrook Landing Property Owners' Association (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**).

46) Order Type and Number: Consent Order 09-001-DW
Order Date: January 15, 2009
Respondent: **Carolina Winds
Owners' Association, Inc.**
Facility: Carolina Winds Hotel
Location/Mailing Address: 1805 Oak Street
Myrtle Beach, S.C. 29577

County: Horry
Previous Orders: None
Permit/ID Number: 26-K60D
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J),
61-51(K)(1)(c) and 61-51(K)(1)(d)

Summary: Carolina Winds Owners' Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Spa. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Spa at the above referenced site and re-opened the Spa without Department approval after it had been closed by the Department. The Respondent had been informed that a re-inspection was necessary prior to the Spa being re-opened.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand five hundred fifty dollars (**\$2,550.00**).

47) Order Type and Number: Consent Order 09-002-DW
Order Date: January 5, 2009
Respondent: **South Aiken Fitness, Inc.**
Facility: Golds Gym
Location/Mailing Address: 101 Corporate Parkway
Aiken, S.C. 29803
County: Aiken
Previous Orders: None
Permit/ID Number: 02-1015D
Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
and 61-51(K)(1)(d)

Summary: South Aiken Fitness, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Spa. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Spa at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of three thousand dollars (**\$3,000.00**).

48) Order Type and Number: Consent Order 09-004-DW
Order Date: January 28, 2009
Respondent: **Association of Co-Owners
of Riptide Beach Club, Inc.**
Facility: Riptide Beach Club
Location/Mailing Address: 2806 North Ocean Boulevard
Myrtle Beach, S.C. 29577

<u>County:</u>	Horry
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	26-1241D
<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-51(J)
	and 61-51(K)(1)(d)

Summary: The Association of Co-Owners of Riptide Beach Club, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Spa. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Spa at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand six hundred eighty dollars (**\$1,680.00**).

49)	<u>Order Type and Number:</u>	Consent Order 09-005-DW
	<u>Order Date:</u>	January 9, 2009
	<u>Respondent:</u>	Mary Black Health System, LLC
	<u>Facility:</u>	Mary Black Campus
	<u>Location/Mailing Address:</u>	1700 Skylyn Drive Spartanburg, S.C. 29307
	<u>County:</u>	Spartanburg
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	42-1042F
	<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-51(J), 61-51(K)(1)(c) and 61-51(K)(1)(d)

Summary: Mary Black Health System, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site and re-opened the Pool without Department approval after it had been closed by the Department. The Respondent had been informed that a re-inspection was necessary prior to the Pool being re-opened.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand three hundred eighty dollars (**\$2,380.00**) and submit to the Department a letter of intent describing the future use of the Pool.

50)	<u>Order Type and Number:</u>	Administrative Order 09-006-DW
	<u>Order Date:</u>	January 14, 2009
	<u>Respondent:</u>	Calvin Paul Randolph
	<u>Facility:</u>	N/A
	<u>Location/Mailing Address:</u>	1861 Old Collins Creek Road

	McClellanville, S.C. 29458
<u>County:</u>	Charleston & Georgetown Counties
<u>Previous Orders:</u>	None
<u>Permit/ID Number:</u>	N/A
<u>Violations Cited:</u>	S.C. Code Ann. Regs. 61-44(D), and 61-71(D)(1)

Summary: Calvin Paul Randolph (Respondent) is responsible for the installation of one (1) residential well located in Charleston County and one (1) irrigational well located in Georgetown County. The Respondent has violated the South Carolina Well Standards and Regulations as follows: engaged in the business of well drilling without obtaining certification from the South Carolina Environmental Certification Board. The Respondent has violated the South Carolina Individual Residential Well & Irrigation Well Permitting Regulations as follows: failure to obtain coverage under the General Permit to Construct prior to installing an irrigation well by failing to submit an Notice of Intent (NOI) forty-eight hours prior to beginning construction.

Action: The Respondent was ordered to: pay a civil penalty in the amount of eight thousand six hundred dollars (**\$8,600.00**).

51)	<u>Order Type and Number:</u>	Consent Order 09-007-DW
	<u>Order Date:</u>	January 15, 2009
	<u>Respondent:</u>	605 MIDS, LLC
	<u>Facility:</u>	Sea Dunes Oceanfront Motel
	<u>Location/Mailing Address:</u>	605 South Ocean Boulevard Myrtle Beach, S.C. 29577
	<u>County:</u>	Horry
	<u>Previous Orders:</u>	None
	<u>Permit/ID Number:</u>	26-R11B
	<u>Violations Cited:</u>	24A S.C. Code Ann. Regs. 61-51(J), 61-51(K)(1)(c) and 61-51(K)(1)(d)

Summary: 605 MIDS, LLC (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site and re-opened the Pool without Department approval after it had been closed by the Department. The Respondent had been informed that a re-inspection was necessary prior to the Pool being re-opened.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand nine hundred sixty dollars (**\$1,960.00**).

52) Order Type and Number: Consent Order 09-009-DW
 Order Date: January 28, 2009
 Respondent: **Captains Quarters Motor Inn, Inc.**
 Facility: Captains Quarters Motor Inn
 Location/Mailing Address: 901 South Ocean Boulevard
 Myrtle Beach, S.C. 29577
 County: Horry
 Previous Orders: 08-016-DW (\$1,680.00)
 Permit/ID Number: 26-J81B
 Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
 and 61-51(K)(1)(d)

Summary: Captains Quarters Motor Inn, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of three thousand six hundred dollars (**\$3,600.00**).

53) Order Type and Number: Consent Order 09-010-DW
 Order Date: January 28, 2009
 Respondent: **Waterway Palms Plantation
 Homeowners Association, Inc.**
 Facility: Waterway Palms Plantation
 Location/Mailing Address: 3575 Highway 17 Business
 Murrells Inlet, S.C. 29576
 County: Horry
 Previous Orders: None
 Permit/ID Number: 26-1523B
 Violations Cited: 24A S.C. Code Ann. Regs. 61-51(J)
 and 61-51(K)(1)(d)

Summary: Waterway Palms Plantation Homeowners Association, Inc. (Respondent) owns and is responsible for the proper operation and maintenance of a Pool. The Respondent has violated the Public Swimming Pools Regulation as follows: failure to properly operate and maintain the Pool at the above referenced site.

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand forty dollars (**\$2,040.00**).

Water Pollution Enforcement

54) Order Type and Number: Consent Order 08-123-W
 Order Date: December 18, 2008
 Respondent: **Town of Kershaw**
 Facility: Hanging Rock Creek WWTF
 Location/Mailing Address: 113 South Hampton Street
 Kershaw, S.C. 29067

 County: Lancaster
 Previous Orders: 04-201-W
 Permit/ID Number: SC0025798
 Violations Cited: S.C. Code Ann.§ 48-1-110(d) and 24
 S.C. Code Ann. Regs. 61-9.122.41(a), (e) and (o)(2)(Supp. 2007)

Summary: The Town of Kershaw (Respondent) owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) located at 693 Country Club Road (Site), serving the residents and businesses in its designated service area in Lancaster County. The Respondent has violated the Pollution Control Act and associated regulations as follows: discharged partially treated wastewater into the environment, including waters of the State, in a manner other than in compliance with a Permit; failed to properly operate and maintain all units of treatment and control; and failed to comply with all requirements of the National Pollutant Discharge Elimination System (NPDES) Permit.

Action: The Respondent has agreed to: submit a summary of corrective actions implemented addressing operation and maintenance of WWTF and the collection system; submit a Corrective Action Plan (CAP) to include detailing standard operation and maintenance procedures which will be implemented to prevent effluent violations. The CAP should include a diagnostic evaluation (DE) of the WWTF conducted jointly by a S.C. Registered Professional Engineer and an independent certified operator (not employed by the WWTF); and pay a civil penalty in the amount of nine thousand three hundred fifty dollars (**\$9,350.00**) and a suspended penalty in the amount of nine thousand three hundred fifty dollars (\$9,350.00) should the Respondent fail to meet any requirement of the Order.

55) Order Type and Number: Consent Order 08-124-W
 Order Date: December 19, 2008
 Respondent: **Kinder Morgan Energy
Partners, LP**
 Facility: Shipyard Bulk Terminal
 Location/Mailing Address: 1801 Milford Street
 Charleston, SC 29405

 County: Charleston

Previous Orders: 06-142-W (\$12,600)
Permit/ID Number: SC0048046
Violations Cited: S.C. Code Ann. §48-1-110(d) (Supp. 2008) and 24 S.C. Code Ann. Regs. 61-9.122.41(e)(1) (Supp. 2007).

Summary: Kinder Morgan Energy Partners, LP (Respondent), owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF) comprised of a large storm water/wash water retention pond and three (3) storm water outfalls serving a marine cargo handling facility located in North Charleston, Charleston County. The Respondent has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to properly operate and maintain the storm water retention pond so as to comply with the effluent discharge limits of National Pollutant Discharge Elimination System (NPDES) Permit for total suspended solids (TSS).

Action: The Respondent has agreed to: submit a report summarizing specific corrective actions taken and procedures implemented to prevent future violations; submit copies of weekly inspection reports; and pay a civil penalty in the amount of seventeen thousand six hundred dollars (**\$17,600.00**).

56) Order Type and Number: Consent Order 08-125-W
Order Date: December 18, 2008
Respondent: **Easley Site Trust**
Facility: Easley Site Trust Remediation Site
Location/Mailing Address: Post Office Box 1689
Easley, S.C. 29641
County: Pickens
Previous Orders: 04-170-W (\$2,800.00)
Permit/ID Number: SC0046396
Violations Cited: S.C. Code Ann. § 48-1-110 (d) (2008) and 24 S.C. Code Ann. Regs. 61-9.122.41 (a) (Supp. 2007).

Summary: Easley Site Trust (Respondent), located in Pickens, South Carolina, owns and is responsible for the proper operation and maintenance of a groundwater remediation system (GWRs). The Respondent has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to comply with the effluent limits of the National Pollutant Discharge Elimination System (NPDES) Permit for vinyl chloride.

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations; submit a summary of corrective actions taken to ensure compliance with the NPDES Permit; and pay a **suspended penalty** in the amount of two thousand eight hundred dollars (**\$2,800.00**) should the Respondent not comply with effluent limits for vinyl chloride for the first six (6) month period following the execution of the Order.

57) Order Type and Number: Consent Order 08-126-W
Order Date: December 18, 2008
Respondent: **Owens Corning Composite Materials, LLC**
Facility: Owens Corning/ Anderson Plant
Location/Mailing Address: Post Office Box 1367
Anderson, S.C. 29622
County: Anderson
Previous Orders: None in previous 5 years
Permit/ID Number: SC0000400
Violations Cited: S.C. Code Ann. § 48-1-110 (d) (2008) and 24 S.C. Code Ann. Regs. 61-9.122.41 (a) (Supp. 2007).

Summary: Owens Corning Composite Materials, LLC (Respondent), located in Anderson, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility (WWTF). The Respondent has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to comply with the effluent limits of the National Pollutants Discharge Elimination System (NPDES) Permit for total suspended solids (TSS).

Action: The Respondent has agreed to: comply with all applicable State and Federal regulations; submit a summary of corrective actions taken to ensure compliance with the NPDES Permit; and pay a civil penalty in the amount of three thousand two hundred dollars (**\$3,200.00**).

58) Order Type and Number: Consent Order 09-001-W
Order Date: January 15, 2009
Respondent: **Eastman Chemical Company**
Facility: Eastman Chemical Company
Location/Mailing Address: Post Office Box 1782
Columbia, S.C. 29202
County: Calhoun
Previous Orders: 03-127-W (\$4,200); 03-201-W (\$2,000); 07-013-A (\$6,500)
Permit/ID Number: SC0001333
Violations Cited: S.C. Code Ann. § 48-1-110 (d) (2008) and 24 S.C. Code Ann. Regs. 61-9.122.41(a) (Supp. 2007)

Summary: Eastman Chemical Company (Respondent) located in Calhoun County, South Carolina, owns and is responsible for the proper operation and maintenance of a wastewater treatment facility. The Respondent has violated the Pollution Control Act and Water Pollution Control Permit Regulations as follows: failed to comply with the effluent discharge limits of the National Pollutant

Discharge Elimination System Permit SC0001333 for total suspended solids (TSS).

Action: The Respondent has agreed to: pay a civil penalty in the amount of two thousand eight hundred dollars (**\$2,800.00**). The penalty has been paid.

59) Order Type and Number: Consent Order 09-003-W
 Order Date: January 28, 2009
 Respondent: **Milliken & Company**
 Facility: Abbeville Plant
 Location/Mailing Address: 601 Brooks Street
 Abbeville, SC 29620

 County: Abbeville
 Previous Orders: None
 Permit/ID Number: 19,168-IW
 Violations Cited: S.C. Code Ann. § 48-1-110(a)(3)
 (2008) and 25 S. C. Code Ann. Regs. 61-67.100(E)(7) (Supp.2007)

Summary: Milliken & Company (Respondent) owns and is responsible for the proper operation and maintenance of a wastewater treatment plant, located in Abbeville County, South Carolina. The Respondent has violated the Pollution Control Act and Standards for Wastewater Facility Construction Regulations as follows: failed to obtain final approval to operate prior to placing a granular activated carbon system into operation.

Action: The Respondent has agreed to: pay a civil penalty in the amount of one thousand eight hundred and fifty dollars (**\$1,850.00**).

BUREAU OF AIR QUALITY

60) Order Type and Number: Consent Order 08-070-A
 Order Date: December 4, 2008
 Respondent: **Smurfit-Stone Container**
 Enterprises, Inc.
 Facility: Smurfit-Stone Container Enterprises,
 Inc.
 Location/Mailing Address: PO Box 100544
 Florence, SC 29501

 County: Florence
 Previous Orders: 03-056-A (\$7,000)
 Permit/ID Number: TV-1040-0003

Violations Cited: U.S. EPA Regulations 40 CFR 63.864(k)(1)(ii), U.S. EPA Regulations 40 CFR 63.866(b), U.S. EPA Regulations 40 CFR 63.867(c), U.S. EPA Regulations 40 CFR 63.866(a)(2)(i), U.S. EPA Regulations 40 CFR 63.6(e)(3), and South Carolina Air Pollution Control Regulation 61-62.63, Subpart MM and Subpart A.

Summary: Smurfit-Stone Container Enterprises, Inc. (Respondent) owns and operates a Kraft pulp and paperboard mill. The Department issued Part 70 ("Title V") Air Quality Permit TV-1040-0007 to the Respondent, effective October 1, 2001. The Respondent violated Federal and state Regulations as follows: failed to operate controls at specified parameters, maintain records of such events, and implement corrective action to address such events; and failed to include all sources in its operational plans.

Action: The Respondent has agreed to: include the aforementioned deviations in its next Title V Annual Compliance Certification that accurately reflects the compliance status of the facility during the reporting period; and pay to the Department a civil penalty in the amount of twenty thousand dollars **(\$20,000.00)**. The penalty has been paid.

61)	<u>Order Type and Number:</u>	Consent Order 08-072-A
	<u>Order Date:</u>	November 24, 2008
	<u>Respondent:</u>	Arrow Concrete Company, Inc.
	<u>Facility:</u>	43 Sheridan Park Bluffton, SC 29910
	<u>Location/Mailing Address:</u>	PO Box 4336 Parkersburg, WV 26104
	<u>County:</u>	Beaufort
	<u>Previous Orders:</u>	07-008-A (\$3,500)
	<u>Permit/ID Number:</u>	GSOP01-0360-0030
	<u>Violations Cited:</u>	S.C. Code Ann. § 48-1-110 (d)

Summary: Arrow Concrete Inc., (Respondent) owns and operates a truck mix concrete batch plant. The Department issued General State Operating Permit GSOP01-0360-0030 to the Respondent on September 18, 2007. The Respondent violated the permit in that it failed to maintain records of pressure drop readings for a baghouse.

Action: The Respondent has agreed to: perform daily pressure drop readings and to maintain records of these readings; make the records available to the Department upon request; and pay a civil penalty in the amount of four thousand dollars **(\$4,000.00)**.

Previous Orders: None
Permit/ID Number: TV-0080-0041
Violations Cited: S.C. Code Ann. Section 48-1-90(a)
and South Carolina Air Pollution Control Regulation 61-62.5, Section II,
Particulate Emissions

Summary: Washington Savannah River Company, LLC (“Respondent”) is contracted by the Department of Energy to operate the Savannah River Site, a facility that processes and stores nuclear materials. The Department issued Part 70 Air Quality Operating Permit 0080-0041 (“Title V Permit”) to the Respondent, effective April 1, 2003. The Respondent violated State Regulations and its Title V Permit in that it exceeded its permitted particulate matter (“PM”) emissions limit of 0.60lb/mmBTU for a coal-fired boiler during a Department-approved source test.

Action: The Respondent has agreed to pay to the Department a civil penalty in the amount of six thousand five hundred dollars (**\$6,500.00**). The penalty has been paid.